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#16

REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)
Clearstream-6

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed

in patent number 5,785,854, granted July 28, 1998, and for which a reissue patent is sought on the invention

CURRENT AND AERATION SYSTEM FOR WASTEWATER

PLANT

the specification of which

is attached hereto.

was filed on July 17, 2000 as reissue application number 09/617,749
and was amended June 19, 2001.
(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

by reason of a defective specification or drawing.

by reason of the patentee claiming more or less than he had the right to claim in the patent.

by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

The at least one error upon which reissue is based involves the language in Claim 7, to-wit:

"The improvement comprising a current --- of the aeration chamber".

Claim 7 of the patent, as issued, is defective in claiming "a current" as opposed to a method of creating the current and therefore failed to point out and distinctly claim Applicant's invention as required by Section 112. The reissue is a broadening reissue in the Claim 1 of the reissue recites only an "aeration system" as opposed to "means for injecting and oxogenation gas into the water". Thus, the aeration system is no longer in means plus function language.

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

Docket Number (Optional)
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All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Name(s) Registration Number

C. James Bushman 24,810

Correspondence Address: Direct all communications about the application to:

Customer Number → Place Customer Number Bar Code Label here

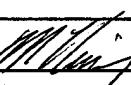
Type Customer Number here

<input checked="" type="checkbox"/> Firm or Individual Name	Browning Bushman P.C.				
Address	5718 Westheimer, Suite 1800				
Address					
City	Houston	State	Texas	Zip	77057-5771
Country	U.S.A.				
Telephone	(713) 266-5593	Fax	(713) 266-5169		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family)

Jerry McKinney

Inventor's signature  Date 9-11-02

Residence Lumbertown, Texas Citizenship U.S.A.

Mailing Address 1202 North Main Street, Lumbertown, Texas 77657

Full name of second joint inventor (given name, family name)

Inventor's signature Date

Residence Citizenship

Mailing Address

Full name of third joint inventor (given name, family name)

Inventor's signature Date

Residence Citizenship

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 Additional joint inventors are named on separately numbered sheets attached hereto.